

Message

From: Duchovnay, Andrew [Duchovnay.Andrew@epa.gov]
Sent: 3/28/2018 8:15:38 PM
To: Sternberg, David [Sternberg.David@epa.gov]; Smith, William (Region 3) [smith.william@epa.gov]; damm, thomas [Damm.Thomas@epa.gov]; Bennett, James [bennett.james@epa.gov]; rogers, rick [rogers.rick@epa.gov]
CC: Wzorek, Katherine [wzorek.katherine@epa.gov]; schaffer, joan [schaffer.joan@epa.gov]; Hamilton, Brian [Hamilton.Brian@epa.gov]
Subject: RE: RCRA claim against Mountaire in Delaware

Thanks David. It looks fine to me.

Andy

From: Sternberg, David
Sent: Wednesday, March 28, 2018 4:08 PM
To: Smith, William (Region 3) <smith.william@epa.gov>; damm, thomas <Damm.Thomas@epa.gov>; Bennett, James <bennett.james@epa.gov>; rogers, rick <rogers.rick@epa.gov>; Duchovnay, Andrew <Duchovnay.Andrew@epa.gov>
Cc: Wzorek, Katherine <wzorek.katherine@epa.gov>; schaffer, joan <schaffer.joan@epa.gov>; Hamilton, Brian <Hamilton.Brian@epa.gov>
Subject: RE: RCRA claim against Mountaire in Delaware

Here's what I would recommend in response to Ms. Lauria's inquiry:

Recommended response: Public health is EPA's top priority and our agency works closely with the Delaware Division of Natural Resources and Environmental Control (DNREC) to protect drinking and surface water in Sussex County and throughout the state. While we cannot comment on the proposed litigation, EPA takes its oversight and direct regulatory responsibilities very seriously and we will continue to work with DNREC to address the immediate and longer-term issues involved with affected sites in Sussex County.

Let me know your thoughts. Thanks,

David

From: Sternberg, David
Sent: Wednesday, March 28, 2018 1:35 PM
To: Smith, William (Region 3) <smith.william@epa.gov>; damm, thomas <Damm.Thomas@epa.gov>; frankel, michael <frankel.michael@epa.gov>; Bennett, James <bennett.james@epa.gov>; rogers, rick <rogers.rick@epa.gov>
Cc: Wzorek, Katherine <wzorek.katherine@epa.gov>; schaffer, joan <schaffer.joan@epa.gov>; Hamilton, Brian <Hamilton.Brian@epa.gov>
Subject: FW: RCRA claim against Mountaire in Delaware

While I don't think we would want to comment on this proposed litigation to which we are not a party, would we want to say something about our enforcement history with regard to Montaire?

Let me know your thoughts. Thanks,

David

From: Lauria, Madeline [<mailto:MLauria@delawareonline.com>]

Sent: Wednesday, March 28, 2018 12:20 PM

To: Sternberg, David <Sternberg.David@epa.gov>

Subject: RCRA claim against Mountaire in Delaware

Hi David,

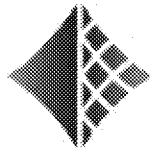
Reaching out if the EPA would like to respond to the notice of intent to sue Mountaire under the federal Resource Conservation and Recovery Act, which also claims government agencies failed to enforce laws/regulations now that the information about the notice letter is no longer embargoed.

<https://www.delawareonline.com/story/news/local/2018/03/28/lawyers-threaten-federal-lawsuit-hold-delaware-chicken-plant-accountable-pollution/447524002/>

Thanks,

Maddy Lauria

Sussex County/Environmental Reporter



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